

House File 2160 - Introduced

HOUSE FILE 2160

BY HEARTSILL and R. TAYLOR

A BILL FOR

1 An Act relating to the baiting of deer on public or private
2 property and providing penalties.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. **481A.41 Baiting of deer.**

2 1. As used in this section, unless the context otherwise
3 requires:

4 *a. "Baited area"* means any area where feed is placed,
5 exposed, deposited, distributed, or scattered with the intent
6 to lure, attract, or entice deer to a specific location.

7 *b. "Feed"* means grain, fruit, vegetables, nuts, hay, salt,
8 mineral blocks, or any other natural food materials; commercial
9 products containing natural food materials; or by-products of
10 such materials, that are capable of luring, attracting, or
11 enticing deer to a specific location. "*Feed*" does not include
12 food placed during normal agricultural activities including but
13 not limited to feed placed for livestock that are present and
14 are actively consuming the feed on a regular basis.

15 2. A person shall not hunt, take, or attempt to take deer
16 on or in a baited area.

17 3. A person shall not place, expose, deposit, distribute,
18 or scatter feed on a baited area on any private or public
19 property, or knowingly allow another person to place, expose,
20 deposit, distribute, or scatter feed on a baited area on
21 private property under the person's ownership or lease in
22 the state unless all feed is removed from the baited area at
23 least ten days prior to the opening day of the first fall deer
24 hunting season. An area remains a baited area for ten days
25 following complete removal of all feed from the area or until
26 the area is covered in such a manner that the area no longer
27 serves to artificially attract deer. Land being used to hunt,
28 take, or attempt to take deer that is adjacent to a baited area
29 shall not be considered a baited area if the baited area is
30 on private property that is not under the ownership, lease,
31 or control of the owner of the adjacent land or of the person
32 hunting on the adjacent land.

33 Sec. 2. Section 805.8B, subsection 3, paragraph e, Code
34 2016, is amended to read as follows:

35 *e.* For violations of [sections 481A.41, 481A.57, 481A.85,](#)

1 481A.93, 481A.95, 481A.120, 481A.137, 481B.5, 482.3, 482.9,
2 482.15, and 483A.42, the scheduled fine is one hundred dollars.

3 EXPLANATION

4 The inclusion of this explanation does not constitute agreement with
5 the explanation's substance by the members of the general assembly.

6 This bill prohibits hunting, taking, or attempting to take
7 deer on or in a baited area. The bill also requires that if a
8 person feeds deer in a baited area, all feed must be removed
9 from that area at least 10 days before the opening day of the
10 first fall deer hunting season. An area ceases to be a baited
11 area 10 days following complete removal of all feed from the
12 area or when the area is covered in such a manner that the area
13 no longer serves to artificially attract deer. Land being used
14 to hunt, take, or attempt to take deer that is adjacent to a
15 baited area shall not be considered a baited area if the baited
16 area is on private property that is not under the ownership,
17 lease, or control of the owner of the adjacent land or of the
18 person hunting on the adjacent land.

19 For purposes of the bill, "feed" is grain, fruit,
20 vegetables, nuts, hay, salt, mineral blocks, or any other
21 natural food materials; commercial products containing
22 natural food materials; or by-products of such materials,
23 that are capable of luring, attracting, or enticing deer to a
24 specific location. "Feed" does not include food placed during
25 normal agricultural activities including but not limited to
26 feed placed for livestock that are present and are actively
27 consuming the feed on a regular basis. A "baited area" is any
28 area where feed is placed, exposed, deposited, distributed, or
29 scattered with the intent to lure, attract, or entice deer to a
30 specific location.

31 A violation of the bill's provisions is punishable with a
32 scheduled fine of \$100.